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November 22, 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

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Re: Application for Minor Change in
Facilities of KLTD(FM), Temple, Texas,
Pursuant to Report and Order in
MM Docket No. 93-29

Dear Mr. Caton:

On August 27, 1993, the Commission released a Report and Order in MM Docket No. 93-29, DA 93-833, in which the Chief of the Allocations Branch of the Mass Media Bureau's Policy and Rules Division amended the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, to substitute Channel 269C₃ for Channel 269A at Temple, Texas. In addition, the Allocations Branch modified the license of KLTD(FM) to specify operation on Channel 269C₃ subject to the filing of a minor change application proposing to upgrade the KLTD(FM) facilities. The Report and Order stated that the application should be filed within ninety days of the effective date, September 10, 1993; therefore, the application is due to be filed by December 9, 1993.

Progressive Communications, Inc. ("Progressive"), the permittee of KLTD(FM), has encountered considerable difficulties procuring a Channel 296C₃ site for KLTD(FM) and respectfully requests a ninety-day extension of time in which to complete the required minor change application for KLTD(FM). The KLTD(FM) Channel 269C₃ site selection has been hampered by allotment contingencies created by several matters pending at the Commission throughout the period which Progressive has been given to file the KLTD(FM) minor change application. Just recently, Progressive has located a transmitter site for KLTD(FM) that it believes is suitable, but more time is needed to assess the usability of the site and to prepare the KLTD(FM) minor change

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application. Thus, the ninety-day extension is necessary for their resolution.

The Report and Order allocating Channel 269C₃ to Temple specified several restrictions that affect Progressive's selection of a site for KLTD(FM). First, the Report and Order stated that the allotment was being made subject to a site restriction of 20.1 kilometers (12.5 miles) northwest to avoid a short-spacing to vacant, but applied for, Channel 270A, Lometa, Texas. The site that Progressive has selected meets this restriction.

Second, as noted in the Report and Order, use of Channel 269C₃ at Temple also is affected by technical parameters associated with KOKE-FM in Giddings, Texas, which is currently licensed to operate, and to the best of Progressive's knowledge is operating on Channel 269A in Giddings. As noted in the Report and Order in MM Docket No. 93-29, the Commission, MM Docket No. 86-328 had earlier modified the Table of Allotments to substitute Channel 268C₂ for Channel 269A at Giddings and directed KOKE-FM to apply for the improved facilities. (See 2 FCC Rcd 1940 (1987)). Shortly thereafter, the Commission granted KOKE-FM a construction permit to operate on Channel 268C₂ (see FCC File No. BPH-890424IG); however, this permit expired on August 9, 1993, and KOKE-FM does not appear to have requested an extension. In MM Docket No. 89-459, the Commission again modified the Table of Allotments at Giddings, this time to substitute Channel 268C₁ for Channel 268C₂. Although KOKE-FM has filed an application seeking a permit to operate on Channel 268C₁ (see FCC File No. BPH-930527IE), processing of this application has been delayed by the filing of a request for reconsideration of the decision in MM Docket No. 89-459. Progressive understands that the Allocations branch staff is currently drafting a decision in response to this petition, and the decision should be released shortly.

Progressive's consulting engineer tentatively believes that use of the site that Progressive has selected would comply with the FCC's rules so long as KOKE-FM operates on Channel 268, no matter what class; however, use of the new site would conflict with the current operation of KOKE-FM on Channel 269A. Pending disposition of the reconsideration request in KOKE-FM's most recent rulemaking, it is unclear exactly what course KOKE-FM will follow.

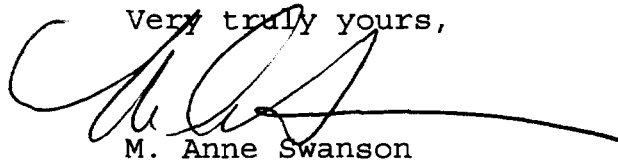
Accordingly, Progressive respectfully requests a ninety-day extension of its deadline for submission of a minor change application to allow its engineer to complete his review of the various contingencies and, hopefully, to permit resolution of the

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rulemaking docket affecting processing of KOKE-FM's most recent application.

Because the December 9 deadline is just several weeks away and time is of the essence, I would appreciate it if the Acting Chief of the Allocations Branch, who I understand is the staff member who will rule on this request, could call me when a decision has been reached on the extension. If you have any questions about this matter, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'M. Anne Swanson', with a long horizontal flourish extending to the right.

M. Anne Swanson

cc (by hand delivery):
Mr. John A. Karousos
Mr. Robert Greenberg